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July 28, 2009

Mia Bearley
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1595 Wynkoop Street
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Dear Mia:

As we discussed, we have received a copy of your draft Administrative Order on Consent ("AOC") for the Lower Silver Creek site. Thank you for your efforts in preparing this draft. We will carefully review the draft and discuss its terms with our client, United Park City Mines Company ("United Park").

Due to United Park's on-going remediation efforts at Richardson Flat, the close out process in Empire Canyon, and various other remediation issues that are currently commanding United Park's attention during the remainder of this construction season, United Park is not certain that it will be able to provide a "good faith offer" within thirty (30) days as you requested. In addition, my client believes that certain factual information brought forward in the draft AOC is incorrect and has concerns with some of the technical information presented in the SOW. More time is needed to review and address these inconsistencies. We therefore respectfully request an additional thirty (30) days to respond. We note that this request is consistent with the sixty day enforcement moratorium outlined in EPA's October 19, 1987 "Interim Guidance on Notice Letters, Negotiations, and Information Exchange."

Law Offices of
CHAPMAN AND CUTLER LLP

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Please let us know at your earliest convenience if this extension is acceptable. We look forward to working with you on the Lower Silver Creek AOC and hope that we will be able to reach a mutually agreeable approach to this difficult site.

Very truly yours,

_____.CHAPMAN AND CUTLER LLP

By 

Patrick S. Malone

PSM:ju

cc: K. Gee
M. O'Reilly
K. Hernandez

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